

[counsel listed on signature page]

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

ORACLE AMERICA, INC.

Plaintiff,

v.

GOOGLE, INC.

Defendant.

Case No. CV 10-03561 WHA (DMR)

**STIPULATION AND ~~PROPOSED~~ ORDER
AUTHORIZING ENTRY AND USE OF
EQUIPMENT FOR TRIAL**

Dept.: Courtroom 8, 19th Floor
Judge: Honorable William Alsup
Comp. Filed: August 12, 2010
Trial Date: April 16, 2012

A. Stipulation Regarding Equipment for use During Trial

WHEREAS, the trial in the above-captioned matter is scheduled to commence on April 16, 2012;

WHEREAS, the parties have met and conferred regarding the necessary equipment for use in the courtroom during trial;

WHEREAS, the parties have agreed to coordinate their use of equipment when practicable. The parties jointly request an order allowing the parties to bring into the courthouse on or after April 12, the equipment identified below and use that equipment in the courtroom during trial.

1. 6 17" LCD Monitor
2. 2 Inline 6in x 8out VGA Switch IN3566
3. 1 Inline 1 in x 8 out VGA DA IN3268
4. 1 Two-way DA
5. 2 JBL EON10-G2 Powered 10" Speaker
6. 2 CAP-1 Computer Audio Patch (Mono)
7. 1 Mackie Pro 12 Channel Mixer
8. 3 Tech Table (18"x60")w/skirt
9. 7 Rolling portable bookshelves
10. VGA cabling
11. 2 Small printers
12. 2 HP Color LaserJet CM4730 MFP
13. Extension cables and power strips
14. Hand trucks/dollys
15. 2 Local Area Network Switches
16. 2 Monitor stands
17. 3 Folding chairs
18. 1 Four-drawer filing cabinet

B. Request for Secured Internet Access

The parties request that the Court permit the use of secure high-speed wireless or wired internet access in the courtroom during the upcoming trial. This technology will enable the trial teams to stay connected to their home offices while simultaneously reducing the files and personnel necessary in the courtroom. Subject to the Court's approval, the parties will retain Courtroom Connect to provide this service. Courtroom Connect does not require any court resources to provide service, and installs a network that is completely independent of the Court's systems. Courtroom Connect only needs the permission of the Court to temporarily locate the minimal amount of required equipment and cabling to connect to the Internet.

Many trials in federal courts have utilized Internet in the courtroom. Specifically, Courtroom Connect has provided Internet access in the Northern District of California on past trials such as *Perry v. Schwarzenegger* before former Chief Judge Vaughn Walker and *Larry Bowato v. Chevron* before Judge Susan Illston. In addition, Courtroom Connect has provided service on trials before Judge Martin Jenkins, Judge Charles Breyer, Judge Claudia Wilken, and others in Northern District of California. Only users approved by the Court will be able to access the Internet, and all users are required to use proven security standards.

IT IS SO STIPULATED.

Dated: April 5, 2012.

BOIES, SCHILLER & FLEXNER LLP

By: /s/ Steven C. Holtzman

MORRISON & FOERSTER LLP

MICHAEL A. JACOBS (Bar No. 111664)

mjacobs@mofo.com

MARC DAVID PETERS (Bar No. 211725)

mdpeters@mofo.com

DANIEL P. MUINO (Bar No. 209624)

dmuino@mofo.com

755 Page Mill Road

KEKER & VAN NEST LLP

By: /s/ Christa M. Anderson

KEKER & VAN NEST LLP

ROBERT A. VAN NEST (SBN 84065)

rvannest@kvn.com

CHRISTA M. ANDERSON (SBN184325)

canderson@kvn.com

710 Sansome Street

San Francisco, CA 94111-1704

Telephone: (415) 391-5400

Palo Alto, CA 94304-1018
Telephone: (650) 813-5600
Facsimile: (650) 494-0792

BOIES, SCHILLER & FLEXNER LLP
DAVID BOIES (Admitted *Pro Hac Vice*)
dboies@bsflp.com
333 Main Street
Armonk, NY 10504
Telephone: (914) 749-8200
Facsimile: (914) 749-8300
STEVEN C. HOLTZMAN (Bar No. 144177)
sholtzman@bsflp.com
1999 Harrison St., Suite 900
Oakland, CA 94612
Telephone: (510) 874-1000
Facsimile: (510) 874-1460

ORACLE CORPORATION
DORIAN DALEY (Bar No. 129049)
dorian.daley@oracle.com
DEBORAH K. MILLER (Bar No. 95527)
deborah.miller@oracle.com
MATTHEW M. SARBORARIA (Bar No. 211600)
matthew.sarboraria@oracle.com
500 Oracle Parkway
Redwood City, CA 94065
Telephone: (650) 506-5200
Facsimile: (650) 506-7114

Attorneys for Plaintiff
ORACLE AMERICA, INC.

Facsimile: (415) 397-7188

KING & SPALDING LLP
SCOTT T. WEINGAERTNER (*Pro Hac Vice*)
sweingaertner@kslaw.com
ROBERT F. PERRY
rperry@kslaw.com
BRUCE W. BABER (*Pro Hac Vice*)
bbaber@kslaw.com
1185 Avenue of the Americas
New York, NY 10036-4003
Telephone: (212) 556-2100
Facsimile: (212) 556-2222

KING & SPALDING LLP
DONALD F. ZIMMER, JR. (SBN 112279)
fzimmer@kslaw.com
CHERYL A. SABNIS (SBN 224323)
csabnis@kslaw.com
101 Second Street - Suite 2300
San Francisco, CA 94105
Telephone: (415) 318-1200
Facsimile: (415) 318-1300

GREENBERG TRAURIG, LLP
IAN C. BALLON (SBN 141819)
ballon@gtlaw.com
HEATHER MEEKER (SBN 172148)
meekerh@gtlaw.com
1900 University Avenue
East Palo Alto, CA 94303
Telephone: (650) 328-8500
Facsimile: (650) 328-8508
Attorneys for Defendant
GOOGLE INC.

Having considered the parties' stipulation and for good cause shown, it is ORDERED that:

1. The parties' joint equipment request is GRANTED.
2. The parties' request for a secured internet connection is GRANTED.

IT IS SO ORDERED.

Dated: April 9, 2012.



HON. WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE

ATTESTATION OF FILER

I, Steven C. Holtzman, have obtained Christa M. Anderson's concurrence to file this document on her behalf.

Dated: April 5, 2012

BOIES, SCHILLER & FLEXNER LLP

By: /s/ Steven C. Holtzman

Attorneys for Plaintiff
ORACLE AMERICA, INC.